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**PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Customer No.:** 23644  
**Application No.:** 10/569,711  
**Confirmation No.:** 7981  
**Filing Date:** February 24, 2006  
**Group Art Unit:** 1725  
**Examiner Name:** TBD  
**Attorney Docket No.:** 921095-102860  
**First Named Inventor:** Richard F. Kral  
**Title:** METHOD OF REPAIRING A RAIL  
USING A HIGH CARBON WELDING  
ELECTRODE

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on November 24, 2006



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David C. Brezina

**REPLY TO NOTICE OF NON-COMPLIANT  
AMENDMENT MAILED ON NOVEMBER 21, 2006**

Sir:

Please accept the following complete set of marked up Claims as submitted in Applicant's Preliminary Amendment of October 5, 2006 in order to satisfy the requirements for claim identification.

November 24, 2006

Respectfully submitted,



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